



Park City Municipal Corporation letter to Martin Hestmark dated August 3, 2010

Sharon Bauman

to:

Carol Campbell, Kathryn Hernandez, Michael Risner, Mia Bearley

08/03/2010 09:55 AM

Cc:

"Council_Mail", "Mark Harrington"

Show Details



1169938 - R8 SDMS

1 Attachment



080310 EPA Hestmark.pdf

Ladies and Gentlemen,

We have attached a copy of the letter sent today to Martin Hestmark and copied to James Martin. This is a follow-up to Tom Bakaly's conversation with Mr. Hestmark Monday afternoon.

Thank you for your consideration.

Sharon C. Bauman, CMC
Deputy City Recorder
City Manager's Office
Park City Municipal Corporation
445 Marsac Avenue
P. O. Box 1480
Park City UT 84060

435-615-5184 (phone)

435-615-4901 (fax)



Office of City Manager

August 3, 2010

Mr. Martin Hestmark
Deputy Assistant Regional Administrator
US EPA Region 8
80C-EISC
1595 Wynkoop St
Denver, CO 80202-1129

Dear Mr. Hestmark:

Thank you for taking the time to talk with us yesterday regarding our request to haul an additional 12,000 cubic yards of hazardous soils to Richardson Flats. This is a win-win solution for Park City and the EPA, as the taxpayers of Park City will save over \$1 million in hauling costs and the EPA will have a partner in developing a second repository that will be more financially capable of participating in that process.

As we discussed today, we had hoped to meet with the EPA earlier than August 19th. In our June 10th letter, we requested a meeting before the end of June and, in three subsequent letters, we requested meetings during July. The EPA has stated that Park City cannot haul the additional 35,000 cubic yards of material until after a workplan is submitted and approved. It would not be prudent for Park City to develop a workplan that would be acceptable to the EPA, absent a kick-off meeting with the EPA to discuss the requirements of a future repository. Also, Talisker/UPCM officials have also refused to meet or provide comment at this time on our proposed alternative(s) without further direction from the EPA.

However, despite the fact that we have not yet met, Park City has gone ahead and hired URS to complete a preliminary site assessment of the Pace property. This expense was taken on with the hope of keeping the process moving as quickly as possible.

You asked us yesterday what we were willing to offer. In the event that the second repository does not happen, we would commit to either not hauling hazardous soils from our Lower Silver Creek property and/or, if approved by EPA, allow for soils equal to 12,000 cubic yards to be hauled onto our lower Silver Creek property.


During our call today you asked if we might delay some of our projects to avoid the expense of hauling to Tooele. Our Public Transit project is largely funded with federal 'stimulus' funds that have specific timing requirements. Additionally, where Park City is located at 7,000 feet, our building season is quite short, so delaying is not an option. Also, the shut down and subsequent restart costs of projects already in process is likely substantial. The City would also incur owner delay damages on existing project contracts.

We are also concerned about the environmental impacts of hauling to Tooele: 1) Over 2,000 truck trips through Salt Lake and Tooele -- both are EPA-designated non-attainment areas for PM-2.5; and 2) creation of over 500,000 pounds of unnecessary CO₂e.

August 3, 2010
Page Two

We very much appreciate your willingness to discuss our request to haul an additional 12,000 cubic yards to Richardson Flats. This would bring our recently authorized total to 27,000 cubic yards, which is still less than half of the 60,000 cubic yards we estimated as the hauling need in June 2010. As discussed in all of our letters from June and July, we are still committed to being a partner in the development of a second repository and are working as quickly as possible towards that goal. We do believe that allowing Park City to avoid over \$1 million in taxpayer expense by allowing Park City to haul 12,000 cubic yards to Richardson Flats, prior to our August 19th meeting, will benefit both the citizens of Park City and the EPA. It will allow us all to focus our efforts solely on the second repository.

Thank you for your consideration,



Thomas Bakaly
City Manager

cc: EPA Region 8 Administrator Martin
Mayor Dana Williams
City Council
City Attorney Mark Harrington
Lori Potter, Esq.
Carol Campbell
Kathryn Hernandez
Michael Risner
Mia Bearley